HIGH COURT OF CHHATTISGARH, BILASPUR

W.P.(S) No. 6000 of 2007

PETITIONER Lalit Kumar Sahu, aged 49 years, son of late Uttam Singh Sahu, Vyayam (P.T.)Sikchhak, Mahatma Gandhi High School, Durg.

Versus

RESPONDENTS 1. Municipal Corporation, Durg, through the Commissioner, Municipal Corporation, Durg

2. The State Government of Chhattisgarh, through the Secretary, School Education Department, D.K.S. Bhawan, Raipur (C.G)

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUION OF INDIA

Appearance:

Shri N.L. Shrivastava, counsel for the petitioner.

Ku. Sunita Jain, Panel Lawyer appears for the State/ Respondent No.2 on advance copy.

None for respondent no.1.

ORAL ORDER
(15.10.2007)

SUNIL KUMAR SINHA, J.

Heard.

The petitioner who is working on the post of Vyayam Shikshak has prayed for payment of two advance increments on the ground that he has passed B.P.Ed., examination on his own expenses and he would be benefited by the Circular dated 24.12.1998 issued by the erstwhile State of Madhya Pradesh.

Learned counsel for the petitioner argues that in the matter of B.Ed., D.Ed., & B.T.I., etc., benefit of two advance increments have been extended to the employees, but such benefit is not being extended to the petitioner. For the time being he prays for disposal of this petition with liberty to the petitioner to make a representation before the concerned authority, with a further direction to the said authority to dispose of the said

representation in accordance with the contents of the circular dated 24.12.1998 and also in accordance with the other rules etc., in this regard. The aforesaid limited prayer of the learned counsel for the petitioner is not opposed by the learned State Counsel.

The same is allowed.

It is directed that the petitioner, if so advised, may file a detailed representation before the concerned authority along-with a copy of this order and a copy of the writ petition as also the Circular dated 24.12.1998 within a period of 3 weeks from today and if such a representation is filed that shall be disposed of by the concerned authority at the earliest, in accordance with law.

This petition stands finally disposed off with the aforesaid observation/direction.

Sd/-
Sunil Kumar Sinha
Judge

/Rao/